THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

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WRIT PETITION NO : 16525 of 2005

DATED 05-08-2005

Between:

Mohammed Mohinuddin Sharif S/o. Mohd. Azam Sharif
R/o.9-4-87/1, Mohammedian Lines Toli Chowki
Hyderabad-500 008.

..... PETITIONER

AND

1 The Govt. of Andhra Pradesh Rep.by its Secretary,

Registration & Stamps
Secretariat Hyderabad
2 Government of India,

Rep.by Secretary, External Affairs Dept.,
Central Government New Delhi.
3 The Registrar General Registration & Stamps
Government of A.P Hyderabad.
4 Smt. Elizabeth Kollie W/o. Mohd. Mohiuddin
Address in Passport 7547 White Hall Driver,

Manassas, 20111, VA, USA
Present Address: 10224, Racquet Circle,

Manassas, VA, 20110, USA

.....RESPONDENTS

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ORDER:

The relief sought for in this writ petition is to direct the 3rd respondent-Registrar General, Registration and Stamps, to register the marriage of the petitioner with the 4th respondent which is said to have been performed on 16-06-2005 and to issue Marriage Certificate.

Learned counsel for the petitioner submits that the 4th respondent is in the U.S.A. and she had to leave for the U.S.A. inasmuch as her visa had expired.

The 4th respondent, admittedly, is not in India. The 3rd respondent is not empowered to register the marriage in the absence of the 4th respondent. Nor are these matters for adjudication in proceedings under Article 226 of the Constitution of India. The writ petition as filed is wholly misconceived and is accordingly dismissed. No order as to costs.

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05-08-2005

Prv